

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

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In re:	:	
	:	Chapter 11
W.R. GRACE & CO., <i>et al.</i> ,	:	
	:	
Debtors.	:	Case No. 01-01139 (JKF)
	:	
	:	Re: Docket Nos. 22859, 23005 and 23190
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**ARROWOOD INDEMNITY COMPANY DESIGNATION OF ADDITIONAL ITEMS TO
BE INCLUDED IN THE RECORD ON APPEAL**

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Company, f/k/a Royal Indemnity Company*

Pursuant to Rule 8006 of the Federal Rules of Bankruptcy Procedure, Arrowood Indemnity Company, f/k/a Royal Indemnity Company (hereinafter “Arrowood”) hereby submits this designation of additional items to be included in the record on appeal and transmitted to the District Court for the District of Delaware in connection with the Notice of Appeal of the Libby Claimants from the Order Pursuant to Sections 105, 1107, and 1108 of the Bankruptcy Code And Rules 2002, 6004, 9014 and 9019 of The Federal Rules of Bankruptcy Procedure Authorizing and Approving the Debtors Entering into the Settlement Agreement with the Royal Parties and Denying the Libby Claimants’ Motion to Defer Consideration and Compel Discovery, as entered by the Bankruptcy Court on August 19, 2009 (D.I. 22859).

DESIGNATION OF RECORD

The following shall constitute the Additional Items to be Included on the Record of Appeal.

Bankruptcy Proceeding, Case No. 01--01139 (Bankr. D.Del) (JKF)

1.	11/10/08	19991	Arrowood’s Objection to Debtors’ Disclosure Statement for Joint Plan of Reorganization and Approval Motion.
2.	12/2/08	20167	Transcript of November 14, 2008 Hearing.
3.	12/29/08	20371	Transcript of Hearing Held December 15, 2008.
4.	1/06/09	20450	Royal’s Preliminary Objections to Debtor’s Joint Plan of Reorganization
5.	3/16/09	21032	Preliminary Expert Disclosure Statement of Bernd G. Heinze
6.	5/20/09	21763	OneBeacon American Insurance Company’s and Seaton Insurance Company’s Final Objection to Confirmation of Amended Joint Plan of Reorganization.

7.	5/20/09	21764	Zurich Insurance Company's and Zurich International (Bermuda) Ltd.'s Objection to First Amended Joint Plan of Reorganization Under Chapter 11 of the Bankruptcy Code of W. R. Grace & Co., et al., The Official Committee of Asbestos Personal Injury Claimants, The Asbestos Pi Future Claimants Representative, and The Official Committee of Equity Security Holders Dated February 27, 2009.
8.	5/20/09	21771	Government Employees Insurance Company's, Republic Insurance Company n/k/a Starr Indemnity & Liability Company's Final Objection to Confirmation of Amended Joint Plan of Reorganization.
9.	5/20/09	21783	Maryland Casualty Company's Objection to First Amended Joint Plan of Reorganization Under Chapter 11 of the Bankruptcy Code of W. R. Grace & Co., et al., The Official Committee of Asbestos Personal Injury Claimants, The Asbestos Pi Future Claimants Representative, and The Official Committee of Equity Security Holders Dated February 27, 2009.
10.	5/20/09	21794	Final Plan Objections Of CNA Companies To The First Amended Joint Plan Of Reorganization
11.	5/20/09	21803	AXA Belgium as Successor to Royale Belge SA's Objection to Confirmation of Amended Plan Dated February 27, 2009.
12.	5/20/09	21814	Arrowood Indemnity Company's Objections to Debtors' Amended Joint Plan of Reorganization.
13.	5/20/09	21815	Arrowood's Phase II Objections to the Non-Debtor Release and Exculpation Provisions and the Injunction Impairing its Rights of Contribution, Subrogation and Reimbursement that are Contained in the Amended Joint Plan of Reorganization.
14.	6/01/09	21945	Arrowood's Phase I Trial Brief Objecting to the Amended Joint Plan's Non-Debtor Release and Exculpation Provisions and the Injunction that Impairs Arrowood's Rights of Contribution, Subrogation and Reimbursement.
15.	6/2/09	21946	Arrowood's Phase I Trial Brief Objecting to the Plan Proponents' First Amended Joint Plan of Reorganization.
16.	6/11/09	22071	Notice of Deposition of BNSF Phase II Witnesses, dated June 11, 2009.

17.	6/15/09	22124	Arrowood's Final Witness List for Phase II Confirmation Hearing.
18.	6/17/09	22144	Arrowood's Initial Deposition Designations of Testimony of Jeffrey Posner, Richard Finke, Jay Hughes and Peter Van N. Lockwood and Request for Judicial Notice Filed by Arrowood Indemnity Company f/k/a Royal Indemnity Company.
19.	7/15/09	22464	Notice of Deposition of Kemp Hooper
20.		Arrowood Confirmation Exhibit A-36	Letter from Fred M. Beyer of Detroit Insurance Agency to J.C. Kenady of Great Northern Railway, August 22, 1955.

RESERVATION OF RIGHTS

Arrowood reserves the right: (i) to supplement, amend, or modify the designation of additional items for the record on appeal, (ii) to move to strike items designated by any party that may be appropriate; and (iii) to defend the propriety of items set forth in this additional designation.

Dated: September 18, 2009
Wilmington, Delaware

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